



**UNITED STATES DEPARTMENT OF COMMERCE**  
**Patent and Trademark Office**

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
--------------------	-------------	-----------------------	---------------------

EXAMINER
----------

ART UNIT	PAPER NUMBER
----------	--------------

C 91/36,697

DATE MAILED:

**INTERVIEW SUMMARY**

All participants (applicant, applicant's representative, PTO personnel):

(1) Carla Myers (3) Winfried ~~Steffe~~ Siffer  
(2) David Resnick (4) Gottfried Schull

Date of Interview 3-4-02

Type: ☐ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☐ No If yes, brief description: \_\_\_\_\_

Agreement ☐ was reached. ☐ was not reached.

Claim(s) discussed: all

Identification of prior art discussed: \_\_\_\_\_

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: suggested providing references or declaration showing an association between C protein dysregulation in general & a broad spectrum of diseases + possibly amending the claims to limit the claims to methods to diagnose disease associated with C protein dysregulation. Discussed written description issues associated with broadly claiming any mutation in the C protein subunit  
(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☐ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☐ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Examiner Note: You must sign this form unless it is an attachment to another form.

Carla Myers

## Manual of Patent Examining Procedure, Section 713.04 Substance of Interview must Be Made of Record

A complete record of the substance of any interview should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

### §1.133 Interviews

The examiner should make a record of the substance of any interview. The record should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

§ 1.133.01 The examiner should make a record of the substance of any interview. The record should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

The action of the Patent and Trademark Office is to make a record of the substance of any interview. The record should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

The examiner should make a record of the substance of any interview. The record should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

Examiners should complete a statement of the substance of any interview. The statement should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

The Interview Summary Form should be given to the applicant. The Form should be made of record in the case of telephonic interviews. With regard to an applicant's interview, the applicant is responsible for the substance of the interview. The examiner has the right to make the interview of record.

The Form provides for recordation of the following information:

- Serial Number of the application
- Name of applicant
- Name of examiner
- Date of interview
- Type of interview (personal or telephonic)
- Name of participant(s) (applicant, attorney or agent, etc.)
- An indication whether or not an exhibit was shown or a demonstration conducted
- An identification of the claims discussed
- An identification of the specific prior art discussed
- An indication whether an agreement was reached and if so, a description of the general nature of the agreement (may be by attachment of a copy of amendments or claims agreed as being allowable). (Agreements as to allowability are tentative and do not restrict further action by the examiner to the contrary.)
- The signature of the examiner who conducted the interview
- Names of other Patent and Trademark Office personnel present.

The Form also contains a statement reminding the applicant of his responsibility to record the substance of the interview.

It is desirable that the examiner orally remind the applicant of his obligation to record the substance of the interview in each case unless both applicant and examiner agree that the examiner will record same. Where the examiner agrees to record the substance of the interview, or when it is adequately recorded on the Form or in an attachment to the Form, the examiner should check a box at the bottom of the Form informing the applicant that he need not supplement the Form by submitting a separate record of the substance of the interview.

It should be noted, however, that the Interview Summary Form will not normally be considered a complete and proper recordation of the interview unless it includes, or is supplemented by the applicant or the examiner to include, all of the applicable items required below concerning the substance of the interview:

A complete and proper recordation of the substance of any interview should include at least the following applicable items:

- 1) A brief description of the nature of any exhibit shown or any demonstration conducted,
- 2) an identification of the claims discussed,
- 3) an identification of specific prior art discussed,
- 4) an identification of the principal proposed amendments of a substantive nature discussed, unless these are already described on the Interview Summary Form completed by the examiner,
- 5) a brief identification of the general thrust of the principal arguments presented to the examiner. The identification of arguments need not be lengthy or elaborate. A verbatim or highly detailed description of the arguments is not required. The identification of the arguments is sufficient if the general nature or thrust of the principal arguments made to the examiner can be understood in the context of the application file. Of course, the applicant may desire to emphasize and fully describe those arguments which he feels were or might be persuasive to the examiner,
- 6) a general indication of any other pertinent matters discussed, and
- 7) if appropriate, the general results or outcome of the interview unless already described in the Interview Summary Form completed by the examiner.

Examiners are expected to carefully review the applicant's record of the substance of an interview. If the record is not complete or accurate, the examiner will give the applicant one month from the date of the mailing letter or the remainder of any period for response, whichever is longer, to complete the response and thereby avoid abandonment of the application (37 CFR 1.135(c)).

### Examiner to Check for Accuracy

Applicant's summary of the interview should be carefully checked to determine the accuracy of any argument or statement attributed to the examiner during the interview. If there is an inaccuracy, and it bears directly on the question of patentability, it should be pointed out in the next Office letter. If the claims are allowable for other reasons or if the examiner should send a letter setting forth his or her version of the statement attributed to him. If the record is complete and accurate, the examiner should send a letter to the applicant to the effect that the record is complete and accurate.